



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mikio SHOJI *et al.*
Title: USE OF ANTIBODY
Appl. No.: 10/571,018
International Filing Date: 9/8/2004
371(c) Date: 3/8/2006
Examiner: Gregory EMCH
Art Unit: 1649
Confirmation No.: 4736

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Restriction Requirement dated June 17, 2008, Applicants hereby elect the invention of Group I, corresponding to claim 23-42, without traverse. Applicants reserve the right to file a divisional application covering the subject matter of the non-elected claims.

In response to the election of species requirement, Applicants elect SEQ ID NO:5. Claims 23-42 read on the elected species. The election of species is solely for initial search and examination, and Applicants request rejoinder and examination of the non-elected species upon identification of allowable subject matter in the generic or linking claims.


Receipt of the initial Office Action on the merits is awaited.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or

even entirely missing or a credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorize payment of any such extension fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date July 10, 2008
FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5569
Facsimile: (202) 672-5399

By  ^{Simon Elliott}
Stephen B. Maebius ^{Reg No 54083}
Attorney for Applicants ^{for}
Registration No. 35,264